

LAWRENCE J. GORNICK, ESQ. (SBN 136290)
DENNIS J. CANTY, ESQ. (SBN 207978)
EMILY CHARLEY, ESQ. (SBN 238542)
LEVIN SIMES KAISER & GORNICK LLP
One Bush Street, 14th Floor
San Francisco, California 94104
Telephone (415) 646-7160
Facsimile (415) 981-1270

Attorneys for Plaintiffs

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

STEPHEN G. PENCE AND PAMELA PENCE,

Plaintiffs,

v.

ELI LILLY AND COMPANY,

Defendant.

Case No. C 06 1297 TEH

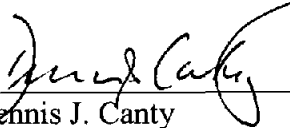
**NOTICE OF VOLUNTARY DISMISSAL
AND ORDER**

HON. THELTON E. HENDERSON

NOTICE IS HEREBY GIVEN that pursuant to Fed. R. Civ. Pro. 41(a), Plaintiffs
voluntarily dismiss the above-captioned action without prejudice.

Dated: June 6, 2006

LEVIN SIMES KAISER & GORNICK LLP


Dennis J. Canty
Attorneys for Plaintiff

Dated: June 6, 2006

